

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

CARMEN SANCHEZ

Case No. 16-CV-07056

Plaintiff,

v.

Honorable Andrea R. Wood
Judge Presiding

FEDERAL NATIONAL MORTGAGE
ASSOCIATION, JOHNSON
BLUMBERG & ASSOCIATES, LLC
and SETERUS, INC.,

Defendant.

**MEMORANDUM IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS
COUNTS I, III, AND IV OF PLAINTIFF'S COMPLAINT**

Defendants Federal National Mortgage Association ("Fannie Mae") and Seterus, Inc. ("Seterus") (collectively, "Defendants"), by their counsel, move to dismiss Counts I, III, and IV of the Complaint filed by Carmen Sanchez ("Plaintiff"), pursuant to Federal Rule of Civil Procedure 12(b)(6), and state as follows:

1. Plaintiff's Complaint fails to state a valid cause of action against either Fannie Mae or Seterus, and thus should be dismissed pursuant to Rule 12(b)(6). *See* Fed. R. Civ. P. 12(b)(6).
2. Defendants contemporaneously file their Memorandum in Support of this Motion.
3. For all these reasons, which are discussed in greater detail in Defendants' Memorandum in Support of this Motion to Dismiss, Counts I, III and IV of Plaintiff's Complaint should be dismissed with prejudice and without leave to amend.

WHEREFORE, Fannie Mae and Seterus respectfully request that the Court grant their motion, dismiss Counts I, III, and IV of Plaintiff's Complaint, with prejudice and without leave to amend, and that the Court grant such further relief as it deems just and appropriate.

Dated: September 6, 2016

Respectfully submitted,

**FEDERAL NATIONAL MORTGAGE
ASSOCIATION AND SETERUS, INC.,**

By: /s/ Allan Z. Enriquez
Allan Z. Enriquez, Esq.
MAURICE WUTSCHER LLP
105 W. MADISON ST., 18TH FLOOR
Chicago, IL 60602
Phone: (312) 416-6170
Fax: (866) 581-9302
E-mail: aenriquez@mauricewutscher.com

Certificate of Service

The undersigned hereby certifies that on this **6th day of September, 2016**, a true and correct copy of the foregoing document and any related exhibits was served via CM/ECF on all interested parties.

s/ Allan Z. Enriquez